

1-1 By: Capriglione, et al. (Senate Sponsor - Nelson) H.B. No. 4018
 1-2 (In the Senate - Received from the House May 12, 2021;
 1-3 May 13, 2021, read first time and referred to Committee on Finance;
 1-4 May 20, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 13, Nays 0; May 20, 2021,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 Nelson	X			
1-9 Lucio	X			
1-10 Bettencourt	X			
1-11 Buckingham	X			
1-12 Campbell	X			
1-13 Creighton	X			
1-14 Hancock			X	
1-15 Huffman	X			
1-16 Kolthorst			X	
1-17 Nichols	X			
1-18 Perry	X			
1-19 Schwertner	X			
1-20 Taylor	X			
1-21 West	X			
1-22 Whitmire	X			

1-24 COMMITTEE SUBSTITUTE FOR H.B. No. 4018 By: Nelson

1-25 A BILL TO BE ENTITLED
 1-26 AN ACT

1-27 relating to legislative oversight and funding of improvement and
 1-28 modernization projects for state agency information resources.

1-29 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-30 SECTION 1. Subchapter Q, Chapter 2054, Government Code, is
 1-31 amended by adding Sections 2054.577 and 2054.578 to read as
 1-32 follows:

1-33 Sec. 2054.577. TECHNOLOGY IMPROVEMENT AND MODERNIZATION
 1-34 FUND. (a) The technology improvement and modernization fund is a
 1-35 special fund in the state treasury outside the general revenue
 1-36 fund.

1-37 (b) The fund consists of:

1-38 (1) money transferred or deposited to the credit of
 1-39 the fund at the direction of the legislature;

1-40 (2) money received from the federal government for the
 1-41 purposes of improving and modernizing state agency information
 1-42 resources;

1-43 (3) gifts, donations, and grants to the fund,
 1-44 including federal grants; and

1-45 (4) interest earned on the investment of money in the
 1-46 fund.

1-47 (c) Money in the fund:

1-48 (1) may be used to improve and modernize state agency
 1-49 information resources, including legacy system projects and
 1-50 cybersecurity projects; and

1-51 (2) may not be used to replace money appropriated to a
 1-52 state agency for the purposes of operating and maintaining state
 1-53 agency information resources or reduce the amount of money
 1-54 appropriated to a state agency for those purposes.

1-55 (d) Section 404.071 does not apply to the fund.

1-56 (e) In this section, "state agency" has the meaning assigned
 1-57 by Section 2052.101.

1-58 Sec. 2054.578. JOINT OVERSIGHT COMMITTEE ON INVESTMENT IN
 1-59 INFORMATION TECHNOLOGY IMPROVEMENT AND MODERNIZATION PROJECTS.

1-60 (a) In this section:

2-1 (1) "Committee" means the Joint Oversight Committee on
2-2 Investment in Information Technology Improvement and Modernization
2-3 Projects.

2-4 (2) "State agency" has the meaning assigned by Section
2-5 2052.101.

2-6 (b) The committee is created to review investment and
2-7 funding strategies for projects to improve or modernize state
2-8 agency information resources technologies.

2-9 (c) The committee is composed of six members as follows:
2-10 (1) three members of the senate appointed by the
2-11 lieutenant governor; and

2-12 (2) three members of the house of representatives
2-13 appointed by the speaker of the house of representatives.

2-14 (d) The presiding officer of the committee shall alternate
2-15 annually between:

2-16 (1) a member of the senate appointed by the lieutenant
2-17 governor; and

2-18 (2) a member of the house of representatives appointed
2-19 by the speaker of the house of representatives.

2-20 (e) A vacancy on the committee shall be filled in the same
2-21 manner as the original appointment.

2-22 (f) The committee biennially shall provide a written report
2-23 to the legislature that:

2-24 (1) identifies:
2-25 (A) existing and planned projects to improve or
2-26 modernize state agency information resources technologies; and

2-27 (B) the method of funding for each project
2-28 identified by the committee under Paragraph (A); and

2-29 (2) includes:
2-30 (A) a determination by the committee of the
2-31 amount necessary to fully fund each project identified under
2-32 Subdivision (1) to completion; and

2-33 (B) strategies developed by the committee to
2-34 ensure a long-term investment solution for projects to improve or
2-35 modernize state agency information resources technologies is in
2-36 place, including strategies to:

2-37 (i) access the full amount of federal money
2-38 available for those projects; and

2-39 (ii) use information gathered by the
2-40 department during previous projects to improve the management,
2-41 oversight, and transparency of future projects.

2-42 (g) The department shall provide staff support for the
2-43 committee.

2-44 (h) The committee:
2-45 (1) has the powers of a joint committee; and
2-46 (2) may obtain funding in the same manner as a joint
2-47 committee.

2-48 (i) The rules adopted by the 87th Legislature for the
2-49 administration of joint committees apply to the committee to the
2-50 extent the rules are consistent with this section.

2-51 (j) The committee is abolished and this section expires
2-52 September 1, 2026.

2-53 SECTION 2. (a) Not later than October 1, 2022, each state
2-54 agency in the executive and legislative branches of state
2-55 government, using money appropriated to the agency by this state,
2-56 shall prepare an agency-wide plan outlining the manner in which the
2-57 agency intends to transition its information technology and
2-58 data-related services and capabilities into a more modern,
2-59 integrated, secure, and effective technological environment.

2-60 (b) Not later than March 31, 2022, the Joint Oversight
2-61 Committee on Investment in Information Technology Improvement and
2-62 Modernization Projects, in consultation with the Department of
2-63 Information Resources, shall prescribe the form, contents, and
2-64 manner of submission of the plan required under Subsection (a) of
2-65 this section.

2-66 (c) Each state agency shall submit the plan developed under
2-67 this section to the:

2-68 (1) Department of Information Resources;
2-69 (2) Joint Oversight Committee on Investment in

3-1 Information Technology Improvement and Modernization Projects; and
3-2 (3) standing committees of the senate and house of
3-3 representatives with primary jurisdiction over state agency
3-4 information technology.

3-5 SECTION 3. (a) In this section, "committee" means the Joint
3-6 Oversight Committee on Investment in Information Technology
3-7 Improvement and Modernization Projects.

3-8 (b) The lieutenant governor and the speaker of the house of
3-9 representatives shall make appointments to the committee not later
3-10 than the 30th day after the effective date of this Act.

3-11 (c) The speaker of the house of representatives shall
3-12 appoint the initial presiding officer of the committee.

3-13 SECTION 4. This Act takes effect immediately if it receives
3-14 a vote of two-thirds of all the members elected to each house, as
3-15 provided by Section 39, Article III, Texas Constitution. If this
3-16 Act does not receive the vote necessary for immediate effect, this
3-17 Act takes effect September 1, 2021.

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